

MICHAEL J. GARCIA
 United States Attorney for the
 Southern District of New York
 By: JOHN E. GURA, JR.
 Assistant United States Attorney
 86 Chambers Street - 3rd Floor
 New York, New York 10007
 Tel. (212) 637-2712
 Fax. (212) 637-2750

RECEIVED

JUN 25 2008

CLERK OF
 COURT

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

- - - - - x
 :
 EUGENE J. GRIFFITH, :
 :
 :
 Plaintiff, :
 :
 - v. - :
 :
 MICHAEL J. ASTRUE :
 Commissioner of :
 Social Security, :
 :
 Defendant. :
 :
 - - - - - x

STIPULATION AND ORDER
 OF REMAND

08 Civ. 1926 (WHP)


IT IS HEREBY STIPULATED AND AGREED, by and between
 the attorney for the defendant and the plaintiff pro se, that this
 action be, and hereby is, remanded to the Commissioner of Social
 Security, pursuant to sentence six of 42 U.S.C. § 405(g), for

further administrative proceedings, including locating the audio tape of the administrative hearing, or if not found, to hold a new hearing.

Dated: New York, New York
May 5, 2008


EUGENE J. GRIFFITH
Plaintiff pro se
160-170 Madison Street, Apt.#10E
New York, New York 10002

MICHAEL J. GARCIA
United States Attorney
Southern District of New York
Attorney for Defendant

By: 
JOHN E. GURA, JR.
Assistant United States Attorney
86 Chambers Street - 3rd Floor
New York, New York 10007
Telephone No.: (212) 637-2712
John.Gura@usdoj.gov

SO ORDERED:


UNITED STATES DISTRICT JUDGE

6/25/08

The Clerk of Court is directed to mark the case closed.